

CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE

ATTORNEYS

Homer L. Manley

vs

Dixie Contractors, Inc.,
a Mississippi corporation.

For plaintiff:

Ungerman, Grabel, Ungerman & Leiter
Sixth Floor, Wright Bldg.,
Tulsa, Okla. 74103

For defendant:

D. Jack Smith, Jr.
2337-100 North Main Building
Memphis, Tennessee 38103Thomas G. Marsh
1501 Fourth National Bank Bldg.
Tulsa, Oklahoma

STATISTICAL RECORD

COSTS

DATE

NAME OR
RECEIPT NO.

REC.

DISB.

J.S. 5 mailed 6-1-71

Clerk

5-17-71 Ungeman

15 00

J.S. 6 mailed 2-1-72

Marshal

Basis of Action: Breach of
contract

Docket fee

Witness fees

Action arose at: Tulsa, Ok.

Depositions

DATE	PROCEEDINGS	Date Order or Judgment Noted
5-17-71	Complaint, filed. Summons issued. g	
5-25-71	Summons, ret. & filed: served Dixie Contractors, Inc. thru its Service Agent, Jack Wettengel, Okla. City. 5-18-71. (USM \$5.92)g	
6-7-71	Stipulation and order granting deft. an additional 15 days from date to file answer or plead, filed. (JHP-Clerk)m	
6-23-71	Stipulation and Order granting Defts an additional 20 days from 6-22-71 to file its answer or plead, (AEB-J) Filed. <i>copies mailed to [unclear]</i>	
7-12-71	Motion by defendant to require the plaintiff to make a more definite statement in his complaint, filed. v	
7-12-71	Memorandum brief in support of motion, filed. v	
7-12-71	Ordered that Plaintiff file responsive brief within 10 days to Deft.'s motion for a more definite statement, filed. (AEB-J) v	
7-22-71	Application for additional time to respond and file brief to deft's motion to make a more definite statement and order, stipulation and acknowledgment; and order granting pltf. 5 additional days from 7-22-71 to respond, filed. (JHP-Clerk)m	
7-26-71	Plaintiffs response to defendants motion under rule 12(e), filed. ds	
7-26-71	Memorandum brief in support of plaintiff's response to defendant's motion pursuant to Rule 12(e), filed. ds	
8-30-71	Order overruling deft's motion for more definite statement and deft. directed to respond to complaint within 15 days, filed. (AEB-J)m (copies mailed)	
8-31-71	Plaintiff's Interrogatories to the Defendant, filed. v	
9-15-71	Stipulation and order granting deft. counsel 30 days from 9-7-71 to file answers to interrogatories, filed. (AEB-J)m (also granted 30 days from 9-7-71 to file answer).	
10-8-71	Stipulation and Order, filed. It is stipulated by counsel and permitted by the Court that Deft's Attorneys aforementioned shall have an additional (7) days from October 7, 1971, to file its Answers to Interrogatories submitted by Pltf., filed. (AEB-J)r (copies mailed to all attorneys)	
10-14-71	Answer, filed. g	
10-14-71	Answers to interrogatories, filed. g	
11-5-71	Interrogatories to the defendant, filed. v	
12-6-71	Interrogatories to the Plaintiff, filed. v	
12-8-71	Parties directed to hold pre-trial prior to 1-12-72 and file pre-trial order not later than 1-19-72. (AEB-J)m	
12-10-71	Stipulation and order that the Deft.'s Attorneys shall have an additional thirty days from Dec. 6, 1971, to file Answers to Second Set of Interrogatories submitted by the Plaintiff, filed. (AEB-J)v <i>copies mailed</i>	
1-5-72	Plaintiff's Answers to Interrogatories Propounded by Defendant, filed. v	
1-7-72	Answers to interrogatories of def. propounded by pltf., filed. rm	
1-11-72	Notice to take deposition of defendant on 1/27/72, at 9:30 a.m. at 1501 4th Natl. Bank Bldg., filed. rm	
1-11-72	Application for extension of time within which to hold pretrial by pltf., filed. rm	
1-11-72	Brief in support of application for extension of time in which to hold pretrial, filed. rm <i>(order to [unclear])</i>	
1-13-72	Order, granting parties an extension of time to 1-27-72 to conclude discovery, filed. Action to be placed on Court's next available pretrial docket, which is 2-11-72. (AEB-J) ds <i>for mailed</i>	
1-21-72	U.S. Marshals Service, Return on Subpoena, filed. Served Dixie Contractors, Inc. by serving J. R. Johnson, in Tennessee, on 1-18-72, with fees of \$4.68. v	

DATE	PROCEEDINGS	Date Order or Judgment Noted
2-10-72	Application by all parties for extension of time within which to hold pre-trial, filed. rm	
2-10-72	Brief in support of application for extension of time in which to hold pre-trial, filed. rm <i>Order to exchange</i>	
2-11-72	Order granting parties extension of time within which to hold pre-trial, and place on Court's next available pre-trial docket. (AEB-J) rm	<i>Copies mailed</i>
3-3-72	Parties directed to hold pre-trial prior to 4-5-72 and file pre-trial order not later than 4-14-72. (AEB-J)hm	
4-3-72	Application of def. for ext. of time to hold pretrial, filed.rm	
4-3-72	Brief in support of appli. for ext. of time to hold pretrial, filed.rm	<i>Order to J</i>
4-7-72	Ordered by the Court that parties to this suit have until 4-24-72 in which to conclude discovery procedures, conclude pretrial & file order, filed. (AEB-J)v -copies mailed.	
4-24-72	Application of parties for extension of time within which to hold PT and brief in support thereof, filed. hm <i>orig to Judge W. order</i>	
4-24-72	Brief in support of application for extension of time in which to hold pretrial, filed. hm <i>orig to Judge W. order</i>	
4-27-72	Order that parties have until 4/28/72 to file formal PT Order. (AEB-J)rm	
5-10-72	Pre-trial order filed. (AEB-J) rm - copies mailed	<i>Copies mailed</i>
9-7-72	Case set for Non-Jury trial on Weds. Sept. 13, 1972 at 10:00 A.M. (AEB-J)h	
9-11-72	Case stricken from N/J docket of 9-13-72 to be referred to Morris Bradford as special master. Irvine Ungerman directed to prepare proper order of referral. (AEB-J)h	
9-19-72	Order, referring case to Morris Bradford, special master, filed. (AEB-J) ds copies to attorneys and Bradford	
12-29-72	Stipulation for dismissal, filed. hm <i>O to f</i>	
1-2-73	Order dismissing action, filed and entered. (AEB-J)rm - copies mailed	

*12-12-72 check with get
in order of the court*

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